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July 1, 2005

To: Examiner Dah Wei D. Yuan Fax No.: (703) 872-9306
 From: Stephen P. Burr Fax No.: (315) 233-8320 **RECEIVED**
 Re: U.S. Patent Application Serial No. 10/087,359 **OIPE/IAP**
 Title: ELECTRODE BODY EVALUATION METHOD AND
 LITHIUM SECONDARY CELL USING THE SAME **JUL 05 2005**
 Conf. No.: 3319
 Our Ref.: 791_188

You should receive 27 page(s) including this cover sheet. If you do not receive all pages, please call Tara at (315) 233-8300.

COMMENTS:

I hereby certify that the following paper(s) is/are being transmitted by facsimile to the Patent and Trademark Office on July 1, 2005:

Pages

- an Amendment Transmittal with a Petition for Extension of Time (1-mo.) (in duplicate)	2
- an Amendment	10
- a Rule 132 Declaration for Toshihiro Yoshida	3
- MPEP §2163.07(a)	1
- <i>Kennecott Corp. v. Kyocera International Inc.</i>	10

Total: 27 (including cover)

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PATENT AMENDMENT TRANSMITTAL
(Provisions of 37 CFR 1.136 Apply)

Application Number	10/087,359	Filing Date	March 1, 2002
Group Art Unit	1745	Examiner Name	Dah Wei D. Yuan
Confirmation No.	3319	Attorney Docket No.	791_188
Inventor(s)	Toshihiro YOSHIDA and Hiroshi NEMOTO		
Invention:	ELECTRODE BODY EVALUATION METHOD AND LITHIUM SECONDARY CELL USING THE SAME		

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

CLAIMS AS AMENDED

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	27	MINUS	53	0	\$50.00	\$00.00
INDEP. CLAIMS	3	MINUS	6	0	\$200.00	\$00.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$00.00

EXTENSION OF TERM

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

<input checked="" type="checkbox"/> One Month (37 CFR 1.17(a)(1)	\$120.00	\$ 120.00
<input type="checkbox"/> Two Month (37 CFR 1.17(a)(2)	\$450.00	
<input type="checkbox"/> Three Month (37 CFR 1.17(a)(3)	\$1,020.00	

TOTAL FEES DUE \$ 120.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

FEES PAYMENT

No additional fee is required. A check in the amount of \$_____ is enclosed.
 Charge Deposit Account 50-1446 in the amount of \$120.00. Enclosed is a duplicate copy of this sheet.
 Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:					
Name (Print Type)	Stephen P. Burr	Rog. No.	32,970	Customer No.	025191
		Telephone	(315) 233-8300	Faxsimile	(315) 233-8320
Signature				Date	July 1, 2005

CERTIFICATION OF FACSIMILE TRANSMISSION

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Practitioner's Docket No.: 791_188

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Toshihiro YOSHIDA and Hiroshi NEMOTO

Serial No.: 10/087,359

Group Art Unit: 1745

Filed: March 1, 2002

Examiner: Yuan, Dah Wei D.

Conf. No.: 3319

For: ELECTRODE BODY EVALUATION METHOD AND LITHIUM
SECONDARY CELL USING THE SAME

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE
TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to (703)
872-9306 in the Patent and Trademark Office on July 1, 2005.

Tara L. Preston

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AMENDMENT

Sir:

In response to the Office Action mailed March 3, 2005, please amend the
above-identified application as follows:

Amendments to the Specification are described on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins
on page 3 of this paper.

Remarks/Arguments begin on page 8 of this paper.

Attachments are included following page 10 of this paper.

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